

ORDINANCE NO. 3646

PURSUANT TO GOVERNMENT CODE SECTION 25124, THE FOLLOWING IS A SUMMARY OF AN ORDINANCE AMENDING SECTION §4-03-1210 OF ARTICLE 5 OF CHAPTER 3 OF PART IV OF THE ORDINANCE CODE OF TULARE COUNTY, PERTAINING TO

§ 4-03-1210. FRANCHISE AGREEMENTS:

(a) The Board may grant to persons the exclusive rights to collect Solid Waste within specific areas and to deliver all collected Solid Waste to a designated facility for disposal by means of a franchise agreement. The Franchise Agreement shall provide specific terms for the operation of the franchise, including the duration of the franchise, which shall not exceed twenty-five (25) years, and the annual payment to the County of a franchise fee. Unless otherwise expressly provided in the terms of the Franchise Agreement, the provisions of this Chapter apply to any Franchise Agreement approved pursuant to this Chapter.

(b) The Board may only approve a Franchise Agreement, or renew a Franchise Agreement, after an open and competitive process for the award of a franchise agreement is completed as follows:

(1) On approval by the Board, the County will solicit proposals from persons engaged in the collection of Solid Waste. Prior to the issuance of requests for proposals, the Solid Waste Director shall establish objective criteria to be used in evaluating and selecting the preferred person. The request for proposals shall include the criteria. The Solid Waste Director or his or her designee shall review all proposals and make such investigations as the Solid Waste Director deems necessary and appropriate to ensure that cost effective, quality service will be provided.

(2) The Solid Waste Director shall review and evaluate the proposals and recommend to the Board which, if any, proposer should be granted the franchise agreement. Upon the basis of the level of service proposed, proposed service fee, any historical evidence as to the quality of service, other evidence submitted and the results of any investigation, the Solid Waste Director shall make a finding on the qualifications of each proposer. The Solid Waste Director or his or her designee shall recommend to the Board who should be granted the franchise agreement on the basis of his or her findings.

The effective date of these changes will be thirty (30) days after adoption by the Board of Supervisors.

The ordinance herein summarized was adopted by the Tulare County Board of Supervisors on June 4, 2024, at a regular meeting of said Board.


AYES: SUPERVISORS MICARI, VANDER POEL, SHUKLIAN, VALERO AND
TOWNSEND
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

COUNTY OF TULARE


By: 
Chair, Board of Supervisors

ATTEST: JASON T. BRITT
County Administrative Officer/
Clerk of the Board of Supervisors



By: 
Deputy Clerk

Approved as to Form:
County Counsel

By: 
Deputy
Matter # 2021761

BBG/2021761/5/9/2024/2170561